

AMENDED  
APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC  
WATERS OF THE STATE OF NEVADA

No. 67427

Date of filing in State Engineer's Office APR 16 2001  
Returned to applicant for correction MAY 14 2001  
Corrected application filed JUL 10 2001  
Map filed JUL 11 2001

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The applicant **MORRIS S. & BARBARA W. GALLAGHER** hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

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1. The source of the proposed appropriation is **UNDERGROUND**
  2. The amount of water applied for is **0.89** second-feet
    - (a) If stored in reservoir give number of acre-feet
  3. The water to be used for **IRRIGATION & DOMESTIC**
  4. If use is for:
    - (a) Irrigation, state number of acres to be irrigated **49.69**
    - (b) Stockwater, state number and kinds of animals to be watered
    - (c) Other use (describe fully under No. 12. "Remarks")
    - (d) Power:
      - (1) Horsepower developed
      - (2) Point of return of water to stream
  5. The water is to be diverted from its source at the following point **NE¼ NW¼ OF SECTION 19, T.33N., R.58E., M.D.B.&M. OR AT A POINT FROM WHICH THE NW CORNER OF SAID SECTION 19 BEARS N. 72° 56' 14" W., 2621.82 FEET.**
  6. Place of Use **22.18 AC. SW¼ SW¼ SEC. 18 T.33N., R.58E. M.D.B.&M.**  
**11.21 AC. NW¼ NW¼ SEC. 19 T.33N., R.58E, M.D.B.&M.**  
**16.30 AC. NE¼ NW¼ SEC 19, T.33N., R.58E., M.D.B.&M.**  
**49.69 ACRES TOTAL**
  7. Use will begin about **MARCH 15** and end about **OCTOBER 15** of each year.
  8. Description of proposed works **WELL, PUMP & PIPELINES TO THE PLACES OF USE.**
  9. Estimated cost of works **\$15,000**
  10. Estimated time required to construct works **4 YEARS**
  11. Estimated time required to complete the application of water to beneficial use **4 YEARS**
  12. Remarks:

**CHARLES C. ARMUTH JR. AGENT**  
By s/Charles C. Armuth Jr.  
**1262 HANNAH DRIVE**  
**ELKO, NV 89801**
- Compared my/cm<sup>f</sup> ag/cm<sup>f</sup>
- Protested \_\_\_\_\_

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This Permit is issued as a supplemental right to Humboldt River Proof 00405 and is only to be used when there is no surface water available.

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The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.89 cubic feet per second, but not exceed 149.07 acre-feet seasonally, and not to exceed a seasonal duty of 3.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

May 26, 2008

Proof of completion of work shall be filed on or before:

June 26, 2008

Water must be placed to beneficial use on or before:

May 26, 2009

Proof of the application of water to beneficial use shall be filed on or before:

June 26, 2009

Map in support of proof of beneficial use shall be filed on or before:

June 26, 2009

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set  
my hand and the seal of my office,

this 26th day of May, A.D. 2004

  
State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_